IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

UNITED STATES OF AMERICA,	§	
	§	
Plaintiff,	§	
	§	
ν.	§	Civil Action No. 18-CV-000675-LY
	§	
WALTER OLENICK	§	
	§	
and	§	
	§	
M. RAE NADLER-OLENICK	§	
	§	
Defendants.	§	

PLAINTIFF'S MOTION FOR ENTRY OF DEFAULT, DEFAULT JUDGMENT AND FINAL JUDGMMENT

Pursuant to Rules 55(a) and (b) of the Federal Rules of Civil Procedure, Plaintiff United States of America, by and through its undersigned counsel, hereby moves the Court for the entry of default and default judgment against Defendants Walter Olenick and M. Rae Nadler-Olenick. As demonstrated by the attached Affidavit, Defendants Walter Olenick and M. Rae Nadler-Olenick failed to plead or otherwise defend against the Complaint filed by the United States, and the time for doing so has expired, so that entry of default by the Clerk of Court is now appropriate. Moreover, the amount of the claim asserted by the United States is a sum certain and/or a determination of damages can be made by the Court without the necessity of a hearing, so that entry of default judgment by the Court is likewise proper at this time.

Additionally, Plaintiff United States of America hereby moves the Court for entry of final judgment against Defendants Walter Olenick and M. Rae Nadler-Olenick pursuant to Rule 58 of

the Federal Rules of Civil Procedure, as the entry of final judgment by the Court is likewise proper at this time.

Respectfully submitted,

JOHN F. BASH UNITED STATES ATTORNEY

By: /s/ Gary W. Wright
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ATTORNEYS FOR THE UNITED STATES OF AMERICA

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via Certified Mail delivery on July 11, 2019, addressed as follows:

Walter Olenick and M. Rae Nadler-Olenick P.O. Box 7486 Austin, TX 78713

Defendants

Walter Olenick and M. Rae Nadler-Olenick 16216 Stewart Rd. Austin, TX 78734

Defendants

/s/ Gary W. Wright
Gary W. Wright
Assistant United States Attorney